

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF NORTH CAROLINA

UNITED STATES OF AMERICA,)
)
)
Plaintiff,) 3:98CR7-16-MU
)
) 3:05CV502
)
v.)
)
)
JACK PHILLIPS,) ORDER
)
)
Defendant.)
)

This matter is before the Court on defendant's motion under 28 U.S.C. § 2255 to vacate, set aside or correct sentence by a person in federal custody (Filing No. 1 in 3:05CV502). The Court finds that plaintiff should respond to said motion. Accordingly,

IT IS ORDERED that plaintiff shall file a response to defendant's motion on or before January 27, 2006.

DATED this 27th day of December, 2005.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court